

9-2-05

Attorney's Docket No.: 17109-012001 / 922

JED

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Rene Gantier et al.                      Art Unit : 1646  
Serial No. : 10/658,834                              Examiner : Prema Maria Mertz  
Filed : September 8, 2003                          Conf. No. : 7681  
Cust. No. : 20985  
Title : RATIONAL EVOLUTION OF CYTOKINES FOR HIGHER STABILITY,  
THE CYTOKINES AND ENCODING NUCLEIC ACID MOLECULES

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, Forms PTO-1449 (1 page), a non U.S. patent cited reference, and a return postcard for filing in connection with the above-identified application. Because this Supplemental Information Disclosure Statement is filed prior to receipt of a first office action on the merits in the above-referenced application, no fee is due. However, should it be determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 06-1050, as stated below:



The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman  
Reg. No. 33,779

Attorney Docket No. 17109-012001 / 922  
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## CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number EV 399318223 US

Date of Deposit August 31, 2005

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie Seidman



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Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN**  
**ACCORDANCE WITH 37 C.F.R. §§1.97-1.98**

Dear Sir:

Because this Supplemental Information Disclosure Statement is filed before the receipt of a First Office Action on the Merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all information known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page) and copies of the cited non-U.S. patent documents are provided herewith in connection with the above-captioned application.

The documents listed on the Form PTO-1449 are in the English language with the exception of Item AE corresponding to Kim *et al.*, which is in the Korean language and provided with an attached English language abstract. Hence, in accordance with the requirements of 37

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Stephanie Seidman

C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed item is necessary.

Applicant also makes known to the Examiner the following pending U.S. and International Applications that have one or more common inventors and/or are commonly owned:

U.S.S.N.	Filing Date	Publication or Issue No.	Publication or Issue Date	Docket No.
10/168,075	12/13/00	2003-0129584	07/10/03	n/a
10/022,249	12/17/01	2003-0134351	07/17/03	911
10/022,390	12/17/01	2003-0129203	07/10/03	912
10/375,192	02/24/03	2003-0224404	12/04/03	918
10/275,253	05/09/03	2003-0175694	09/18/03	n/a
11/176,830	07/06/05	n/a	n/a	922B
10/658,355	09/08/03	n/a	n/a	923
11/196,067	08/02/05	n/a	n/a	923B
60/625,652	11/04/04	n/a	n/a	P925
60/678,031	05/04/05	n/a	n/a	P926
Int'l App. No.	Filing Date	Publication No.	Publication Date	Docket No.
FR 9915884	12/16/99	n/a	n/a	n/a
FR 0005852	05/09/00	FR 2808804	08/01/02	n/a
PCT/FR01/03503	12/13/00	WO 01/44809	06/21/01	n/a
EP20010931796	05/04/01	EP 1 281 081	02/05/03	n/a
PCT/FR01/01366	05/04/01	WO 01/86291	11/15/01	n/a
EP20000985423	12/13/01	EP 1 244 912	10/02/01	n/a
PCT/IB02/03921	08/16/02	WO 03/023032	03/20/03	911PC
PCT/IB02/04087	08/16/02	WO 03/018820	03/06/03	912PC
EP 02798018.4	08/16/02	EP 1 427 823	06/16/04	n/a
PCT/IB03/04347	09/08/03	WO 2004/022593	03/18/04	922PC
PCT/IB03/04255	09/08/03	WO 2004/022747	03/18/04	923PC

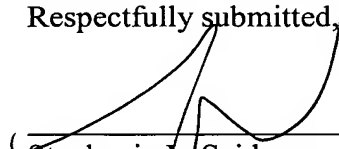
Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant : Rene Gantier et al.  
Serial No. : 10/658,834  
Filed : September 8, 2003  
Page : 3 of 3

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Supplemental Information Disclosure Statement

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

Respectfully submitted,



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Stephanie L. Seidman  
Reg. No. 33,779

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Substitute Form PTO-1449 (Modified)  <b>List of Patents and Publications for Applicant's Information Disclosure Statement</b>  (37 CFR §1.98(b))	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 17109-012001 / 922	Application No. 10/658,834
	Applicant Rene Gantier et al.		
	Filing Date September 8, 2003	Group Art Unit 1646	

**U.S. Patent Documents**

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	5017371	05/21/91	Cummins	424	85.6	01/06/88
	AB	5215741	06/01/93	Young et al.	424	85.7	10/30/90
	AC	6036949	03/14/00	Richards et al.	424	85.7	03/05/98
	AD	6506377	01/14/03	Cummins et al.	424	85.7	09/27/01

**Foreign Patent Documents or Published Foreign Patent Applications**

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
		none						

**Other Documents (include Author, Title, Date, and Place of Publication)**

Examiner Initial	Desig. ID	Document
	AE	Kim, S. and H. Moon, "Purification and Characterization of Intracellular and Extracellular Inulase from <i>Kluyveromyces marxianus</i> ," <i>Journal of the Korean Agricultural Chemical Society</i> 30(2): 169-178 (June, 1987)

Examiner Signature	Date Considered
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	